

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
OFFICE OF THE ATTORNEY GENERAL
DIVISION ON CIVIL RIGHTS
OAL DKT. NO. CRT 01915-14S
DCR DKT NO.EL11FB-62558

Maurice Mazyck,)	
)	
Complainant,)	<u>Administrative Action</u>
)	
v.)	ORDER APPROVING SETTLEMENT
)	
Capreit Residential Management,)	
)	
Respondent.)	

APPEARANCES:

Mark D. Laderman, Esq. (*Kamensky, Cohen & Riechelson*, attorneys) for complainant Maurice Mazyck

M. Elizabeth Duffy, Esq. (*Daly, Lamastra & Cunningham*, attorneys) for respondent Capreit Residential Management

Charles S. Cohen, Deputy Attorney General, (*John J. Hoffman*, Acting Attorney General) monitoring this matter on behalf of the Division on Civil Rights

BY THE DIRECTOR:

On November 29, 2010, Maurice Mazyck (Complainant) filed a verified complaint with the New Jersey Division on Civil Rights (DCR) alleging that Capreit Residential Management (Respondent) denied her rights and protections afforded by the New Jersey Family Leave Act (FLA), N.J.S.A. 34:11B-1 to -16.

Respondent filed an answer in which it denied all allegations of wrongdoing. During the course of DCR's ensuing investigation, Complainant asked that the matter be transmitted to the Office of Administrative Law (OAL) for an administrative hearing, without a probable cause determination. Accordingly, DCR transmitted the case to the OAL pursuant to N.J.A.C. 13:4-11.1.

The parties reached an amicable resolution of this matter and, on or about November 14, 2014, submitted a Full and Final Release of All Claims and Settlement Agreement to OAL. On December 1, 2014, the Honorable Lisa James-Beavers, Administrative Law Judge (ALJ), issued an initial decision finding that the parties had voluntarily agreed to the settlement, and that the settlement disposed of all issues in controversy between the parties and was consistent with the law. On that basis, the ALJ approved the settlement and concluded the matter.

Having reviewed the pleadings and the initial decision, the Director finds good cause to adopt the ALJ's initial decision approving the settlement and concluding this matter. Accordingly, the complaint is hereby **DISMISSED WITH PREJUDICE**. The initial decision is incorporated herein by reference and made a part of this administrative order.

The settlement agreement between the parties addresses confidentiality and non-disclosure regarding the settlement and the allegations of the complaint. That agreement binds the parties only. It does not bind DCR because, among other things, DCR's public disclosure obligations are governed by the Open Public Records Act (OPRA), N.J.S.A. 47:1A-1 et seq., and the common law right of access to public records.

DATED:

12-24-14



Craig Sashihara, Director
NJ DIVISION ON CIVIL RIGHTS